



FEDERAL ELECTION COMMISSION
Washington, DC 20463

February 24, 1999

Mr. Kenneth J. Herman
45 Dixon Avenue
Amityville, NY 11701

re: MUR 4821

Dear Mr. Herman:

Thank you for your letter dated February 17, 1999, which we received today. Please accept my apologies for our failure to respond to your earlier letter.

Please be advised that this matter is still pending in our office. As stated in my letter to you of October 1, 1998, we will notify you as soon as the Commission takes final action on your complaint.

You should be aware that, under Section 437g(a)(12) of the Federal Election Campaign act, a Matter Under Review remains confidential until the file is closed, unless the party being investigated has agreed in writing that the matter be made public. Since the file is not closed as of this date and there has been no written agreement by any of the respondents that the matter be made public, we are not in a position to release any information on this matter to anyone, including you as the complainant, at this time.

Thank you for allowing this opportunity to respond to your inquiry and further explain our statutory confidentiality provisions.

Very truly yours,

A handwritten signature in black ink, appearing to read "F. Andrew Turley", is written over a horizontal line.

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket